## PATENT COOPERATION TREATY

TO IOHN MOETTELI & ASSOCIES SARL CASE POSTALE 486 GENEVE. SWITZERLAND CH-1211  Applicant's or agent's file reference PWO-S002-001 International application No. International filing due (day/month/year) PCT/IBBA/00911 25 March 2004 (26.03.2004) International patient Classification (IPC) or both national classification and IPC IPCC): A61B 17/80 and US Cl.: 606/69 Applicant SWISS ORTHOPEDIC SOLUTIONS SA  1. This opinion consains indications relating to the following items:  Box No. II Priority Box No. II Priority Box No. IV Leack of unity of invention Box No. VI Certain defects in the international applications supporting such statement Box No. VI Certain defects in the international application Box No. VII Certain defects in the international application  2. FURTHER ACTION If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examination is made, this opinion of the International Bureau under Rule 61.61s (6) that written opinions of the international Preliminary Examination of Preliminary Demanting Authority ("IPEA") except that this does not apply where the applicant chooses an Authority optieth and this control apply to the Ten Alexander Rule 66.16s (6) that written opinions of the international Sureau under Rule 66.16s (6) that written opinions of this international Searching Authority will not be so considered to be a written opinion of the International Bureau under Rule 66.16s (6) that include the properties are provided above, considered to be a written opinion of the priority date, whichever expires later. For further opinions, see Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later. For further opinions, see Form PCT/ISA/220.	INTERNAT	NTERNATIONAL SEARCHING AUTHORITY								
Applicant's or agent's file reference	JOHN MO	LI & ASSOCIES	SARL		PCT					
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3. For further details, see notes to Form PCT/ISA/220.										
Name and mailing address of the ISA/ US Authorized officer										
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Commissioner for Patents P.O. Box 1450										
Alexandria, Virginia 22313-1450 Teleptrome No. 571-272-3700										
Facsimile No. (703) 305-3230 Form PCT/ISA/237 (cover sheet) (January 2004)				(2004)						

## WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/IB04/00911

Box No. I Basis of this opinion
<ol> <li>With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.</li> </ol>
This opinion has been established on the basis of a translation from the original language into the following language which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).
2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
a. type of material
a sequence listing
table(s) related to the sequence listing
b. format of material
in written format
in computer readable form
c. time of filing/furnishing
contained in international application as filed.
filed together with the international application in computer readable form.
furnished subsequently to this Authority for the purposes of search.
In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:
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Form PCT/ISA/237(Box No. I) (January 2004)

## WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY

International application No. PCT/IB04/00911

Box No. V Reasoned statement under Rule 43 bis.1(a)(i) with regard to novelty, inventive step or indust applicability; citations and explanations supporting such statement  1. Statement  Novelty (N)  Claims  1-33 and 36-42  Claims  1-34-35  Inventive step (IS)  Claims  1-33 and 36-42  Claims  1-35 and 36-42  Claims  1-42  Claims  NONE  2. Citations and explanations:  Claims 34-35 lack novelty under PCT Article 33(2) as being anticipated by Frigg, WO 01/54601 A1. Figs. 2-4 of Frigg st plate having all the limitations as recited in claims 34-36, including: a bone-contacting bottom side 2; a tip side 1; a plure of overlapping holes 14/24 having threads.5 adapted to receive a bone screw 11 with a threaded head 12 and a bone engage threaded shank.  Claims 1-33 and 36-42 meet the criteria set out in PCT Article 33(2)-(3), because the prior art does not leach or fairly suggifule having all the limitations as recited in claims 1-33 and 36-42. For example, with respect to claim 1, the prior art does or suggest a bone plate having at least one set of overlapping holes, wherein the at least one set of overlapping holes define threaded aperture having multifaceted surfaces.  Claims 1-42 meet the criteria set out in PCT Article 33(4), and thus have industrial applicability because the subject matter can be made or used in industry.					(TERNATIONAL SEARCHENS	
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2. Citations and explanations:  Claims 34-35 lack novelty under PCT Article 33(2) as being anticipated by Frigg, WO 01/54601 A1. Figs. 2-4 of Frigg sl plate having all the limitations as recited in claims 34-36, including: a bone-contacting bottom side 2; a top side 1; a plure of overlapping holes 14/24 having threads 5 adapted to receive a bone screw 11 with a threaded head 12 and a bone engaging threaded shank.  Claims 1-33 and 36-42 meet the criteria set out in PCT Article 33(2)-(3), because the prior art does not leach or fairly sugging the having all the limitations as recited in claims 1-33 and 36-42. For example, with respect to claim 1, the prior art does or suggest a bone plate having at least one set of overlapping holes, wherein the at least one set of overlapping holes define threaded aperture having multifaceted surfaces.  Claims 1-42 meet the criteria set out in PCT Article 33(4), and thus have industrial applicability because the subject matter	YES		1-42	Claims	ndustrial applicability (IA)	
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	auty of sets ing gest a bone es not teach es a	acting bottom side 2; a top side 1; a plumati with a threaded head 12 and a bone engaging the prior art does not teach or fairly sugges with respect to claim 1, the prior art does not tall least one set of overlapping holes defines	g: a bon cone scre (2)-(3), b For ex s, wherei	34-36, including d to receive a b PCT Article 33( 1-33 and 36-42, erlapping holes	all the limitations as recited in claims ag holes 14/24 having threads 5 adapte and 36-42 meet the criteria set out in la all the limitations as recited in claims bone plate having at least one set of or trure having multifaceted surfaces. meet the criteria set out in PCT Articl	plate havi of overlap threaded s Claims I- plate havi or sugges threaded s Claims I-

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